

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

ANGELO FEARS,	:	
	:	
Petitioner,	:	CASE NO. 01 CV 183
	:	
vs.	:	JUDGE RICE
	:	
MARGARET A. BAGLEY, WARDEN	:	MAGISTRATE JUDGE MERZ
	:	
Respondent.	:	

**RESPONDENT BAGLEY’S REFILED RESPONSE
TO PETITIONER FEARS’ NOTICE OF
SUPPLEMENTATION OF THE RECORD**

If the papers submitted in response to the “Call for Papers” (due date November 2002) were complimentary to Dr. Gastil’s methodology or conclusions, it is likely Fears would seek to submit the actual papers. At least four papers were submitted. See Attachments A and B.

If the Court is inclined to give evidentiary weight and significance to a “Call for Papers”, then the Warden requests an opportunity to review the actual papers to see what they have to say about the conclusions and methodology of Dr. Gastil’s paper.

Respectfully submitted,

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(refiled from 8-13-04 to conform to docketing requirements)

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing **refiled doc. 105** to Lawrence Greger, 1100 Liberty Tower, 120 W. Second Street, Dayton, Ohio 45402 and Stephen A. Ferrell, Ohio Public Defender, 8 East Long Street, 11th Floor, Columbus, Ohio 43215, by electronic filing this 16th day of August, 2004.

S/Stephen E. Maher
STEPHEN E. MAHER
Assistant Attorney General